IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE NINETEENTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION No.25122 of 2003

Between:

Shaik Hussain, S/o. Sultan Saheb, Muslim, Cultivation, Resident of Abdullapuram (V), Velgodu Mandal, Kurnool District.
..... PETITIONER

AND

1 The Joint District and Addl. District Magistrate, Kurnool.
2 The Revenue Divisional Officer, Kurnool, Kurnool District.
3 The Mandal Revenue Officer, Velgode Mandal, Kurnool District.
4 Chintakunta Mariamma, W/o. Isac, Hindu, Resident of Abdullapuram (V), Velgode Mandal, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, Order of direction more particularly one in the nature of Writ of Certiorari to call for the records relating to the Proceedings No. RC.E2.2241/2003, dated 3-11-2003 passed by the 1st respondent and quash the same and consequently set aside the Proceedings No. RC.C.1746/02, dt: 21-6-2003 passed by the 2nd respondent.

Counsel for the Petitioner:MR.E.AYYAPU REDDY

Counsel for the Respondent Nos.1 to 3: GP FOR REVENUE

Counsel for the Respondent No.4 : B.NARASIMHA SHARMA

The Court made the following:

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ORDER :

This writ petition is filed questioning the proceedings No. Rc.E2.2241/03, dated 03.11.2003 passed by the first respondent-Joint District and Additional District Magistrate, Kurnool.

This Court, while directing rule nisi on 02.12.2003, directed that status quo obtaining as on that day with regard to the possession of the land in question shall be maintained. When the writ petition is taken up for consideration, it is brought to my notice by the learned counsel for the respondents that against the impugned proceedings dated 03.11.2003, the petitioner preferred a revision before the Chief Commissioner of Land Administration, Andhra Pradesh and the said Revision was allowed by the proceedings dated 15.09.2004 thereby setting aside the impugned proceedings dated 03.11.2003 and remitted the matter to the Joint Collector for consideration afresh.

In the light of the changed circumstances and particularly since the impugned proceedings have already been set aside by the Appellate Authority, nothing survives for adjudication in this writ Petition.

Accordingly, the writ petition is dismissed having been rendered infructuous. No costs.

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19.01.2005
Note: Furnish C.C.by Monday.

(B/O)

Sh

To

1 The Joint District and Addl. District Magistrate, Kurnool.
2 The Revenue Divisional Officer, Kurnool, Kurnool District.
3 The Mandal Revenue Officer, Velgode Mandal, Kurnool District.
4. 2CCs to the G.P. for Revenue, High court Buildings, Hyderabad (OUT).

5. 2CD copies.